

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

ROTHSCHILD BROADCAST
DISTRIBUTION SYSTEMS, LLC

Plaintiff,

VS.

AT&T SERVICES, INC.

Defendant.

ROTHSCHILD BROADCAST
DISTRIBUTION SYSTEMS, LLC

Plaintiff,

VS.

BARNES & NOBLE, INC. et al

Defendants.

Case No: 2:16-cv-00385-RWS

LEAD CASE

Case No: 2:16-cv-00402-RWS

CONSOLIDATED CASE

**UNOPPOSED MOTION TO DISMISS BARNES & NOBLE, INC. and
BARNESANDNOBLE.COM LLC WITH PREJUDICE**

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiff Rothschild Broadcast Distribution Systems, LLC (“RDBS”) files this Unopposed Motion to Dismiss Defendants Barnes & Noble, Inc., Barnesandnoble.com LLC. With Prejudice.

Wherefore, RBDS moves this Court to dismiss this action and all claims by and between parties, with prejudice, with each party to bear its own costs, attorney's fees and expenses and request that the Court enter the proposed order of dismissal submitted herewith.

Dated: August 15, 2016

Respectfully submitted,

/s/ Jay Johnson

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF CONFERENCE

The undersigned certifies that on August 15, 2016, he met and conferred with counsel for Defendant concerning this motion and that Defendants' counsel agreed to the motion.

/s/ Jay Johnson

Jay Johnson

CERTIFICATE OF SERVICE

The undersigned certifies that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on August 15, 2016.

/s/ Jay Johnson

Jay Johnson